

appointments held by each and every community in the Presidency is given?

Mr. K. Achyuta Menon (*Secretary to Government*): I have not specially referred to that portion of the Administration Report. If the hon'ble member asserts that this information is there, I may take it so.

Mr. C. R. Iyyunni (*Trichur-South*): It is there.

Mr. K. R. Viswambharan (*Ezhuvas-Talappalli*): Have the Government any objection to give such information in our Administration Report also?

Mr. K. Achyuta Menon (*Secretary to Government*): The question cannot be answered off-hand. We will consider the question in all its merits. If there is any necessity we will do so.

LEGISLATIVE COUNCIL ELECTION PETITIONS

211. Mr. A. B. Salem (*Mattancheri*): (a) Will the Government be pleased to inform the number of election petitions filed.—

(i) under the Cochin Legislative Council Act, VIII of 1098; and

(ii) under the Government of Cochin Act, XX of 1113;

(b) will the Government be pleased to lay copies of the reports made by the Commissioners to the Government on the above stated petitions, on the table of the House?

Mr. K. Achyuta Menon (*Secretary to Government*):

(a) (i) 5.

(ii) 4.

(b) The reports have been published in the Cochin Government Gazettes after the disposal of the above petitions.

Mr. A. B. Salem (*Mattancheri*): May I know, Sir, whether these reports have been reviewed by the Government?

Mr. K. Achyuta Menon (*Secretary to Government*): I do not think they have to be reviewed by the Government.

Mr. A. B. Salem (*Mattancheri*): What I mean to say is this. Of course the recommendations made by the Commissioners are always accepted. "Government shall accept the report", that is the provision. There will be several other recommendations besides

the results of the elections. I ask whether these recommendations are accepted by the Government or rejected?

Mr. K. Achyuta Menon (*Secretary to Government*): I cannot say with respect to all the petitions; but I am aware that it has been reviewed in some cases. In the case of the election at Chittur there were some remarks on the voting, etc., and some of those recommendations have been accepted by the Government.

Mr. A. B. Salem (*Mattancheri*): Is there any rule that all these recommendations should be accepted?

Mr. K. Achyuta Menon (*Secretary to Government*): If there is any recommendation worth acceptance, and if there is anything in the electoral rules; which necessitates action on the part of the Government, I think it would be considered.

Mr. A. B. Salem (*Mattancheri*): Has any change been made as a result of the Government's accepting or rejecting of any of these recommendations?

Mr. K. Achyuta Menon (*Secretary to Government*): I have stated that in some cases these recommendations are accepted. For instance, in the Chittur case, there were one or two recommendations which were accepted by the Government.

Mr. A. B. Salem (*Mattancheri*): My question is whether in every case when recommendations are made have they been accepted or rejected?

Mr. K. Achyuta Menon (*Secretary to Government*): These recommendations are considered on their own merits. Some may be accepted and some rejected.

Mr. V. K. Bhaskara Menon (*Cranganur*): May I know, Sir, who was responsible for the majority of these petitions? (*Laughter*)

Mr. K. Achyuta Menon (*Secretary to Government*): I have no information.

Mr. T. S. Ramachandra Ayyar (*Chittur-Tattamangalam*): May I know what all specific recommendations contained in the reports were accepted by the Government?

Mr. K. Achyuta Menon (*Secretary to Government*): I cannot give you that information off-hand.

Mr. T. S. Ramachandra Ayyar (*Chittur-Tattamangalam*): To my knowledge no recommendation has been accepted by the Government.

Mr. K. Achyuta Menon (*Secretary to Government*): It is not correct.

Mr. T. S. Ramachandra Ayyar (*Chittur-Tattamangalam*): In the re-election no departure from the original practice was observed.

Mr. K. Achyuta Menon (*Secretary to Government*): There was. One thing I remember was, regarding the numbering of the papers.

Mr. A. B. Salem (*Mattancheri*): When the recommendations are accepted will the Government kindly make it public?

Mr. K. Achyuta Menon (*Secretary to Government*): Amendments will be made in the rules.

Mr. A. B. Salem (*Mattancheri*): But no amendments were seen to have been made.

Mr. President: If any amendments are necessiated, then they are made and published in the Gazette.

Mr. A. B. Salem (*Mattancheri*): If amendments are published we should have known that.

Mr. President: Is it the intention of the hon'ble member that we should elaborately review each report and see which recommendation we should accept and which we should reject? If that is the intention, certainly Government do not mean to do that.

Mr. A. B. Salem (*Mattancheri*): There are cases where specific recommendations were made in the report. I want to know whether such recommendations are accepted or rejected. If they were accepted, then certainly they should have been published by way of amendments.

Mr. K. Achyuta Menon (*Secretary to Government*): There are certain recommendations which do not involve a change in the rules, which can be made by administrative directions. If they necessitate a change in the rules, then certainly there will be an amendment to the rules.

Mr. A. B. Salem (*Mattancheri*): May I know what are the recommendations which would necessitate an amendment to the rules?

Mr. President: That is a general question.

Mr. A. B. Salem (*Mattancheri*): Every recommendation, if accepted, will necessitate a change in the rules.

Mr. President: Any recommendation accepted, will either mean an amendment to the rules or the issue of departmental instructions.

Mr. A. B. Salem (Mattancheri): But, in the matter of Legislative Council Rules, everything should be in the rules.

Mr. K. Achyuta Menon (Secretary to Government): Departmental instructions can also be given.

Mr. A. B. Salem (Mattancheri): Probably it may be that the instructions of Polling Officers do not come in our rules. I shall cite a specific instance where a recommendation was made that no Chairman within his own municipality should be allowed to stand for election. That is a recommendation which, if accepted, would necessitate a change in the rules.

Mr. K. Achyuta Menon (Secretary to Government): If you do not find any change in the rules, that means that recommendation has not been accepted (*Laughter*).

Mr. A. B. Salem (Mattancheri): I ask whether it is accepted or rejected.

Mr. President: If it is the intention in asking this question to know whether we are elaborately reviewing all these reports and then come to our decisions in each one of the recommendations, we do not do it and we do not think it necessary to do it also.

APPOINTMENTS ON Rs. 60—80 IN HIGH COURT AND DISTRICT COURTS—CRIMINAL JUDICIAL TEST QUALIFICATION FOR

212. മിസ്റ്റർ വി. കെ. കുട്ടി: താഴെ പറയുന്ന ചോദ്യങ്ങൾക്കു ഗവണ്മെന്റ് സദയം മറുപടി പറയുമോ:—

(എ) കൊച്ചി രാജ്യത്തിലെ ക്രിമിനൽ കോടതിയുടെ നിർദ്ദേശത്തിൽ കൊച്ചി ഫൈക്കോടതിയും അഞ്ചിക്കയ്ക്കര, തൃശ്ശി വേലൂർ ജില്ലാ കോടതികളും ക്രിമിനൽ കോടതികളാണോ;

(ബി) മേൽപറഞ്ഞ കോടതികൾ ക്രിമിനൽ കോടതികളാണെങ്കിൽ സ്റ്റാൻറിംഗ് ഓർഡർ നമ്പർ ൩-ാം ചുരുക്കം സംബന്ധിച്ചുള്ള അനുബന്ധം ൧ പ്രകാരം ആ കോടതികളിലെ ഉയർന്നതരം തസ്തികകൾക്കു ക്രിമിനൽ ജൂഡീഷ്യൽ ടെസ്റ്റ് പരിക്ഷാവിജയം ആവശ്യമല്ലേ;

(സി) അതെയെങ്കിൽ ആ കോടതികളിൽ ൩൦ ക. മുതൽ ൧൦ ക. വരെ തസ്തികയുള്ള ഉദ്യോഗനിയമനത്തിൽ ഇരുപതിപ്പതിപ്പായിരം രൂപയുടെ ശമ്പളം നോക്കിവയ്ക്കുന്നുണ്ടോ;